

44. (Amended) An apparatus for managing information, the apparatus comprising:

means for providing an intermediary gateway device for communicating with network accessible datastores;

means for receiving a request at the intermediary gateway device to communicate with a particular network accessible datastore having a corresponding network address; and

means for providing access to the particular network accessible datastore through the intermediary gateway device using a network address that reflects the address corresponding to the particular network addressable datastore and an address of the intermediary gateway device, wherein the intermediary gateway device controls the access to the particular network addressable datastore.

#### REMARKS

In the outstanding Office Action dated July 16, 2001, the Examiner rejected claims 33-44 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-5 of U.S. Patent No. 5,901,287. In response, Applicants provide herewith a Terminal Disclaimer disclaiming any patent term of a patent issuing from the instant application that extends beyond the term of U.S. Patent No. 5,901,287. Accordingly, Applicants request the withdrawal of the double patenting rejection set forth in the Office Action.

The Examiner also rejected claims 33-44 under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent No. 5,819,285 to Damico et al. ("Damico"). Applicants respectfully traverse this rejection insofar as the Examiner deems it applicable to the amended claims.

Independent claims 33, 35, 37, and 39 patentably distinguish the invention from Damico. Claim 33, for example, defines a method for managing information using an

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intermediary gateway device having a corresponding network address. The method first receives a request to communicate with a network accessible datastore having a particular network address. The method then modifies the particular network address of the datastore to reflect the address of the intermediary gateway device. The method then provides access to the network addressable datastore through the intermediary gateway device using the modified address of the network addressable datastore. Finally, the intermediary gateway device controls the provided access to the network addressable datastore.

Independent claims 41-44 also patentably distinguish the invention from Damico. Claim 41, for example, defines a computer-implemented method for managing information. The method provides an intermediary gateway device for communicating with network accessible datastores. The method then defines that the intermediary gateway device receives a request to communicate with a particular network accessible datastore having a corresponding network address. The method then provides access to the particular network accessible datastore through the intermediary gateway device, using a network address that reflects the address corresponding to the particular network addressable datastore and an address of the intermediary gateway device. Finally, the intermediary gateway device controls the provided access to the network addressable datastore.

In contrast to the claimed system that controls access to a network datastore through an intermediary gateway device, Damico simply provides a system for identifying web sites that refer users to other web sites. As shown in Fig. 1, Damico discloses a user station 102a coupled to a web site 122a having an address *www.cm1.com* (col. 5, lines 27-29). If a user clicks on an advertisement for an on-line service (OLS), then the system modifies the address of the OLS's web site 128 to include the address of site 122a (col. 5, lines 29-45). The system will then connect the user **directly** to web site 128 via the newly combined address, e.g.,

[www.ols.com/cm1/index.html](http://www.ols.com/cm1/index.html). In this way, the Damico system tracks those web pages referring users to the OLS's home web page 128 (col. 2, lines 47-50).

Thus, Damico does not disclose or suggest an intermediary gateway device that "controls access" to a network addressable datastore "through the gateway device," as recited in claims 33, 35, 37, 39, and 41-44. The user's access to the second web site 128 is completely independent of the first web site 122a. Website 122a, which the Examiner relies upon as the intermediary gateway device, simply does not control access to the second website 128. As discussed above, the Damico system **directly** connects the user to web site 128.

Moreover, Damico also fails to disclose or suggest modifying a particular network address of a datastore to reflect the address of an intermediary gateway device, as also recited in claims 33, 35, 37, and 39. Similarly, Damico fails to disclose providing access to a datastore by using a network address that reflects the address of that datastore and the address of the intermediary gateway device, as recited in claims 41-44. As described above, Damico discloses only modifying the address of a datastore (e.g., OLS web site 128) to include the address of another datastore (e.g., web site 122a). Damico does not disclose modifying the address of a network addressable datastore to reflect the address of an intermediary gateway device. And since web site 122a does not control access to web site 128, web site 122a cannot be read as an intermediary gateway device. Damico simply fails to disclose or suggest this feature of the invention.

Accordingly, Applicants submit that Damico fails to disclose or suggest the invention of claims 33, 35, 37, 39, and 41-44. Therefore, in view of the foregoing remarks, Applicants respectfully request the reconsideration and reexamination of this application and the timely allowance of pending claims 33-44.

To the extent any extension of time under 37 C.F.R. 1.136 is required to obtain entry of this response, such extension is hereby requested. If there are any fees due under 37 C.F.R. 1.16 or 1.17 which are not enclosed, including any fees required for an

extension of time under 37 C.F.R. 1.136, please charge those fees to our Deposit Account No. 06-916.

Respectfully submitted,

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